

16367 U.S.
08/19/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Number **EL967945934US**

Attorney Docket No. ABE1P002

First Named Inventor:

John R. Abe

22368 U.S. PTO
10/64944
00/61/80

UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR § 1.53(b))

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

☐ Duplicate for
fee processing

Sir: This is a request for filing a patent application under 37 CFR § 1.53(b) in the name of inventors:
John R. Abe
For: **CONTINUOUS PRICE OPTIMIZATION SYSTEM, METHOD AND COMPUTER PROGRAM
PRODUCT FOR SATISFYING CERTAIN BUSINESS OBJECTIVES**

Application Elements:

- ☒ 37 Pages of Specification, Claims and Abstract
☒ 34 Sheets of Drawings
☒ 02 Pages Combined Declaration and Power of Attorney

Accompanying Application Parts:

- ☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)
☐ 37 CFR 3.73(b) Statement by Assignee
☐ Information Disclosure Statement with Form PTO-1449
☐ Copies of IDS Citations
☐ Preliminary Amendment
☒ Return Receipt Postcard
☒ Small Entity Status- Statement no longer required.
☒ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)
☐ Other:

Fee Calculation (37 CFR § 1.16)

	(Col. 1) <u>NO. FILED</u>	(Col. 2) <u>NO. EXTRA</u>	<u>SMALL ENTITY</u> <u>RATE</u>	<u>FEE</u>	<u>OR</u>	<u>LARGE ENTITY</u> <u>RATE</u>	<u>FEE</u>
BASIC FEE			\$375	\$375	OR	\$710	\$
TOTAL CLAIMS	<u>20</u>	-20 = <u>00</u>	x09 =	\$0	OR	x18 =	\$
INDEP CLAIMS	<u>03</u>	-03 = <u>00</u>	x42 =	\$0	OR	x80 =	\$
[] Multiple Dependent Claim Presented			\$140 =	\$0	OR	\$270 =	\$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			Total	\$375.00	OR	Total	\$

☒ Check No. 8734 in the amount of \$375.00 is enclosed.

☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 50-1351 (Order No. ABE1P002).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-1351 (Order No. ABE1P002).

☒ Please send correspondence to the following address:

Silicon Valley IP Group, PC
P.O. Box 721120
San Jose, CA 95172-1120

Tel (408) 971-2573

Customer No.: ***28875***
28875
U.S. Patent & Trademark Office

Date: _____

8/19/03

Kevin J. Zilka
Registration No. 41,429

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	John R. Abc
Title	Continuous Price Optimization System, Method and Computer Program Product for Satisfying Certain Business Objectives
Atty Docket Number	ABEIP002

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Date

8/19/03

Signature

Kevin J. Ziika (Reg. No. 41,429)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**